



## Legislation Text

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**File #:** 18-0076, **Version:** 2

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### Approval of outside City sewer request (1039 Myrtle Ave)

**SUMMARY:** Anthony Findley has requested outside city sewer for 1039 Myrtle Avenue, or annexation for sewer connection. A low pressure sewer line is already located in front of the property so that no extension would be required, just payment of the sewer tap fee.

Staff recommends denial of the annexation and approval of the outside city sewer. Annexing the property would require a corridor annexation, which is not illegal, but greatly discouraged for multiple reasons. First, it can cause confusion for emergency personnel and first responders. Second, a 1994 decision by the Supreme Court of Tennessee ruled that consent of adjoining property owners would be required if their deed descriptions described property that is under the city's right-of-way. This was not an issue until a couple years ago, when the state changed the law on annexations without referendum and required owner's consent for ALL annexations. Third, often the costs of maintaining the road (snow removal, first responder visits, repaving, etc.) are far greater than the amount of property tax collected from a single resident acquired by the corridor annexation.

Crossville Regional Planning Commission met 02/06/2018 and voted to deny annexation and voted to recommend to Crossville City Council the approval to of the outside city sewer request for this property.

**NECESSARY COUNCIL ACTION:** Approve outside sewer request.